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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.        | CONFIRMATION NO.       |
|---|-------------|----------------------|----------------------------|------------------------|
| 10/637,186  | 08/08/2003  | Jim Holmes           | PION.2.US                  | 3944                   |
| 7590<br>Janah & Associates, P.C.<br>Suite 106<br>650 Delancey Street<br>San Francisco, CA 94107 |             |                      | EXAMINER<br>PHASGE, ARUN S |                        |
|   |             |                      | ART UNIT<br>1753           | PAPER NUMBER           |
|   |             |                      | MAIL DATE<br>02/04/2008    | DELIVERY MODE<br>PAPER |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Response to Rule 312 Communication**

Application No.

10/637,186

Examiner

Arun S. Phasge

Applicant(s)

HOLMES ET AL.

Art Unit

1795

**– The MAILING DATE of this communication appears on the cover sheet with the correspondence address –**

1. ☒ The amendment filed on 10 January 2008 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

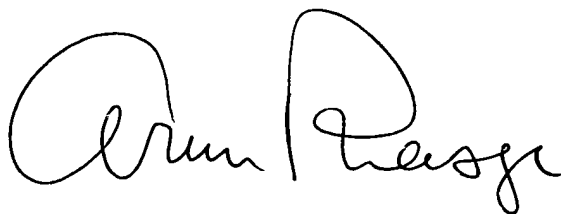
c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☒ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

the amendment changes the scope of the claims and not merely a correction of formal matters



Arun S. Phasge  
Primary Examiner  
Art Unit: 1795